

Clinton P. Anderson to address the Legislature.

Report of Standing Committee

By unanimous consent, the following report was submitted at this time:

Austin, Texas
January 29, 1947.

Honorable Allan Shivers, President of the Senate.

Sir:

Your Committee on Insurance, to whom was referred Senate Bill No. 45, instructs me to report it back to the Senate with the recommendation that it do pass with amendments and be mimeographed.

Respectfully submitted,
YORK, Chairman.

Adjournment

On motion of Senator Carney, the Senate, at 11:00 o'clock a. m., adjourned until 10:00 o'clock a. m., tomorrow.

TENTH DAY

(Thursday, January 30, 1947)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called and the following Senators were present:

| | |
|-------------------|----------|
| Aikin | Moffett |
| Brown | Morris |
| Bullock | Parrish |
| Carney | Phillips |
| Chadick | Proffer |
| Cousins | Ramsey |
| Crawford | Stanford |
| Hardeman | Stewart |
| Harris | Strauss |
| Hazlewood | Taylor |
| Jones | Tynan |
| Kelley of Hidalgo | Vick |
| Kelly of Tarrant | Weinert |
| Knight | Winfield |
| Lane | York |

A quorum was announced present.

Reverend J. E. Chester, Chaplain, offered the invocation.

Reports of Standing Committees

Senator Taylor submitted the following reports:

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 2, instructs me to report it back to the Senate with the recommendation that it do pass as amended and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 3, instructs me to report it back to the Senate with the recommendation that it do pass as amended and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 4, instructs me to report it back to the Senate with the recommendation that it do pass as amended and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 5, instructs me to report it back to the Senate with the recommendation that it do pass as amended and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 6, instructs me to report it back to the Senate with the recommendation that it do pass as amended and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 7, instructs me to report it back to the Senate with the recommendation that it do pass as amended and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 8, instructs me to report it back to the Senate with the recommendation that it do pass as amended and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 9, instructs me to report it back to the Senate with the recommendation that it do pass as amended and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 17, instructs me to report it back to the Senate with the recommendation that it do pass and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 52, instructs me to report it back to the Senate with the recommendation that it do pass and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 105, instructs me to report it back to the Senate with the recommendation that it do pass and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 106, instructs me to report it back to the Senate with the recommendation that it do pass and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 107, instructs me to report it back to the Senate with the recommendation that it do pass and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred Senate Bill No. 108, instructs me to report it back to the Senate with the recommendation that it do pass as amended and be mimeographed.

TAYLOR, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred Senate Bill No. 119, instructs me to report it back to the Senate with the recommendation that it do pass and be mimeographed.

TAYLOR, Chairman.

Sentor Bullock submitted the following report:

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Education, to whom was referred S. C. R. No. 7, instructs me to report it back to the Senate with the recommendation that it do pass and be mimeographed and not otherwise printed.

BULLOCK, Chairman.

Senator Carney submitted the following report:

Austin, Texas,
January 30, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred Senate Bill No. 99, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass, but not to be printed.

CARNEY, Chairman.

Senator Morris submitted the following reports:

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred Senate Bill No. 81, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be mimeographed but not otherwise printed.

MORRIS, Chairman.

Austin, Texas,
January 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred Senate Bill No. 80, have had same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be mimeographed but not otherwise printed.

MORRIS, Chairman.

Senate Bills on First Reading

The following bills were introduced,

read severally first time, and referred to the committees indicated:

By Senator Stanford:

S. B. No. 126, A bill to be entitled "An Act appropriating the sum of \$2,500.00, or so much thereof as may be necessary, to the Texas State Board of Registration for Professional Engineers, for stationery, postage, printing, freight, express and drayage, telephone, telegraph, equipment, supplies and maintenance of equipment and office rent for the remainder of the current fiscal year ending August 31, 1947; appropriating the sum of \$1,050.00 or so much thereof as may be necessary, to the Texas State Board of Registration for Professional Engineers, for the employment of one additional employee to August 31, 1947; and declaring an emergency."

To Committee on Finance.

By Senator Cousins:

S. B. No. 127, A bill to be entitled "An Act to provide authority for agreements for cooperative development and operation of properties and interests in properties in the same field for the production of oil as well as gas, including, but not limited to, certain specified operations; to provide for the approval by the Railroad Commission of such agreements under certain circumstances; providing standards; providing authority for subjecting State owned lands to such agreements; providing authority for administrators, executors, guardians, or other fiduciaries administering estates under the control of the County Courts to execute such agreements, and authorizing the subjection of properties belonging to estates being so administered to the terms of such agreements; prescribing the manner in which such authority for such agreements may be obtained; providing the effect of the execution of such agreements; repealing Section 21 of Chapter 120 of the Acts of the 44th Legislature, Regular Session, page 318, and Chapter 309 of the Acts of the 49th Legislature, Regular Session, page 507, and Chapter 80 of the Acts of the 49th Legislature, Regular Session, page 117, and repealing all other laws in conflict to the extent of conflict only; declaring the severability of all parts of this Act; and declaring an emergency."

To Committee on Oil, Gas and Conservation.

By Senator Crawford:

S. B. No. 128, A bill to be entitled "An Act to amend Section 1, House Bill No. 919, Chapter 50, passed at the Regular Session of the Forty-sixth Legislature, 1939, regulating the taking of minnows in Erath and Hood Counties for personal use, and declaring an emergency."

To Committee on Game and Fish.

By Senator Morris:

S. B. No. 129, A bill to be entitled "An Act providing an open season for hunting, taking, and killing quail in Rains County, Texas, fixing the days on which such hunting is permitted; fixing the limit on the number of quail killed or that any person may have in possession at any time; making said Act applicable to all varieties of quail; fixing a penalty; repealing all laws in conflict with this Act, and declaring an emergency."

To Committee on Game and Fish.

By Senator Phillips:

S. B. No. 130, A bill to be entitled "An Act amending Acts 1941, 47th Legislature, Regular Session, page 822, Chapter 509, the same being House Bill No. 990; by adding thereto a new section to be known as Section 10, providing for elections for bond issues; containing a severable and savings clause, and declaring an emergency."

To Committee on State Affairs.

By Senator Hazlewood:

S. B. No. 131, A bill to be entitled "An Act amending Chapter 116 of House Bill 189 passed by the 44th Legislature in Regular Session, and Chapter 469, House Bill 127 passed by the 44th Legislature, Second Called Session, to make it unlawful for a shop to employ an unlicensed operator; providing definitions of hairdresser, cosmetologist, school, manicurist, operator, instructor, shop, student, demonstrator, and the Board; providing qualifications for Board; providing terms for Board members; defining a quorum; providing for Board officers; providing for employment of an executive secretary; providing for salaries and expenses for Board members and secretary; providing for requirement of bond by executive secretary; providing for examination place and dates; providing who shall be required to be

licensed; providing for examinations by the Board; providing for renewal of licenses; providing health requirements for applicants for licenses; registration and renewals of licenses; providing for prescribing sanitary rules; providing for inspectors and employees and their salaries; providing requirements and qualifications for beauty culture schools licensed and/or registered after passage of this Act; providing for regulation of shops; providing for regulation of schools; providing qualifications for students; providing qualifications for instructors; providing for charges for work done by students; providing for application and examination fees, and for operators, instructors, manicurist, school and shop license and renewal fees; providing requirements for demonstrators and for registration of demonstrators; providing for reinstatement of expired licenses; providing for penalties for violation thereof; providing for repealing Sections 15 (b), 16, 16 (a) and Section 21-a of Chapter 116, House Bill 189 of the 44th Legislature, Regular Session; and Section 13, Chapter 469, House Bill 127 of the 44th Legislature, Second Called Session; and Section 14, Chapter 365, House Bill No. —, of the 48th Legislature, Regular Session; providing a savings clause; and declaring an emergency."

To Committee on Agriculture.

By Senator Tynan:

S. B. No. 132, A bill to be entitled "An Act to amend Title 91, Chapter 2, Revised Civil Statutes of the State of Texas, 1925, by adding a new section thereto entitled Section 5524a, providing for a six months limitations period for the enforcement in courts for claims for wages computed upon an hourly basis; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

To Committee on Labor.

By Senator Kelley of Hidalgo:

S. B. No. 133, A bill to be entitled "An Act appropriating Two Thousand Six Hundred Sixty-six Dollars and Sixty-six Cents (\$2,666.66) out of the General Revenue to pay the salary of the District Attorney of the Twenty-eighth Judicial District for the term beginning January 1, 1947, and ending August 31, 1947, and declaring an emergency."

To Committee on Finance.

By Senator Ramsey:

S. B. No. 134, A bill to be entitled "An Act amending Section 1 of House Bill No. 375, Chapter 252, Acts of the 49th Legislature of the State of Texas, Regular Session, 1945, page 390, by providing for the creation of corporations with power (a) to buy livestock, poultry and products of ranch, farm, dairy and creamery, and the by-products thereof, and manufacture, process, and sell such products and by-products; and (b) to buy, manufacture, and sell feeds, fertilizers, insecticides, fungicides, soaps and cleansers, and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Carney:

S. B. No. 135, A bill to be entitled "An Act making it unlawful, except under the provisions of this Act, for any person to hunt, take, kill or possess any game bird or game animal in this state at any time; to take, kill, or trap any furbearing animal in this state; to take, attempt to take any fresh or salt water fish or other marine life in this state by any means or method; prescribing the legislative policy with respect to the wildlife resources of this state; conferring upon the Game, Fish and Oyster Commission power and authority to regulate, by proclamation, order, rule or regulation, the taking of the wildlife resources of this state; requiring the Game, Fish and Oyster Commission to make investigations with respect to the depletion and waste of the wildlife resources of the state; requiring the Commission to provide an open season or period of time when it shall be lawful to take a portion of the wildlife resources of the state; defining depletion and waste; providing for the issuance of the doe deer and antelope and elk permits; providing for the adoption of proclamations, orders, rules and regulations of the Game Fish and Oyster Commission; providing for the effective period of regulations; providing for the publication of the regulations; providing that the powers of the Commission are not limited; providing venue for suits to test the validity of this act and of the rules and regulations of the Commission; providing a penalty for false swearing; providing a penalty for the violation of any of the provisions of this act as well as any order, rule or regulation of the Commission; pro-

viding for the forfeiture of licenses; making it unlawful to purchase a new license and providing a penalty therefor; defining wildlife resources; repealing certain laws; providing for the effective date of this act; providing a saving clause; and declaring an emergency."

To Committee on Game and Fish.

By Senator Carney:

S. B. No. 136, A bill to be entitled "An Act providing for transfer of moneys now on deposit in the State Treasury to the credit of the Special Game Fund, the Special Fish Propagation and Protection Fund, the Sand, Shell and Gravel Fund, the Fish and Oyster Fund, the Medina Lake Fund, and the Lake Worth-Eagle Mountain Lake Fund, to a single fund in the State Treasury to be known as the Special Game and Fish Fund; providing that moneys collected for the purpose for which said funds were created be deposited in the State Treasury to the credit of the Special Game and Fish Fund; designating purposes for which such moneys may be used; providing for disposition of money collected for sale of property purchased out of said funds; providing for an effective date of this act; providing for expenditures; repealing conflicting laws; expressly retaining purposes of present funds expenditures, and declaring an emergency."

To Committee on Game and Fish.

By Senator Carney:

S. B. No. 137, A bill to be entitled "An Act to enlarge the jurisdiction of the County Court of Marion County, Texas, by giving the County Court and County Judge of Marion County, Texas, the exclusive jurisdiction within such county of all criminal matters and causes of misdemeanor, over which the District Court of Marion County, Texas, now has jurisdiction; providing for fees to County Judge in criminal cases, and requiring the District Clerk of Marion County, Texas, to deliver misdemeanor cases now on file in the District Court of Marion County, Texas, to the County Clerk of Marion County, Texas. And providing that fees for other officers of the County Court shall be the same as now provided by law for the State, and declaring an emergency."

To Committee on Civil Jurisprudence.

By Senator Carney:

S. B. No. 138, A bill to be entitled "An Act authorizing and instructing the State Board of Control to sell three (3) lots located in the City of Jefferson, Marion County, Texas, at private or public sale, and reserving a 1/16th free royalty mineral interest; and providing that the Chairman of the State Board of Control may execute a deed of conveyance; providing for disposal of the funds, and declaring an emergency."

To Committee on State Affairs.

By Senator Phillips:

S. B. No. 139, A bill to be entitled "An Act authorizing the Board of Regents of the University of Texas and the Board of Directors of the Sealy and Smith Foundation for the John Sealy Hospital jointly to pledge the income from the trust fund of \$700,000.00, established by Chapter 4, Acts, First Called Session, 39th Legislature, for the purpose of constructing permanent improvements in connection with the John Sealy Hospital or with the Medical Branch of the University of Texas at Galveston; authorizing the issuance of notes or bonds for said purpose; and authorizing either the Board of Regents of the University of Texas or the Sealy and Smith Foundation for the John Sealy Hospital to invest any of the available funds of either of them in such notes or bonds; and validating any contracts or agreements heretofore made by said Boards in furtherance of the purpose of this Act, and declaring an emergency."

To Committee on State Affairs.

By Senator Stewart:

S. B. No. 140, A bill to be entitled "An Act providing for the establishment, support, maintenance, and direction of a University of the first class for the instruction and training of the colored people of this State in all courses of instruction taught at the University of Texas and its branches to be known as 'The Texas State University for Negroes' and to be located at Houston, Harris County; and providing for an Agricultural and Mechanical College for colored students to be known as 'The Prairie View Agricultural and Mechanical College' as same is now located at Prairie View, Waller County; making

an appropriation, and declaring an emergency."

To Committee on State Affairs.

By Senator Stewart:

S. B. No. 141, A bill to be entitled "An Act to amend Section 1 of Article XV of House Bill No. 8, Acts of the Forty-seventh Legislature so as to provide that transfers pursuant to an order of the Federal Securities and Exchange Commission which specifies and itemizes the securities ordered by it to be delivered or transferred, shall not be subject to the tax imposed and levied by said Section 1; and declaring an emergency."

To Committee on State Affairs.

By Senators Aikin and Jones:

S. B. No. 142, A bill to be entitled "An Act to provide for the purchase or acquisition by gift or otherwise of sites and for the establishment, location and construction of two tuberculosis sanatoriums providing for the examination, isolation, and medical and surgical care, treatment and support of those suffering from tuberculosis; naming the same; providing for an appropriation therefor, and declaring an emergency."

To Committee on Finance.

By Senator Aikin:

S. B. No. 143, A bill to be entitled "An Act to amend Article 5441 of the Revised Civil Statutes of Texas by adding Article 5441a to authorize the Texas Library and Historical Commission to establish and maintain in the State Library a records administration division which shall manage all public records of the state with the consent and cooperation of the various state departments and institutions, and which shall also conduct a photographic laboratory, providing qualifications of assistant in charge of such division, defining certain terms, permitting destruction of certain public records, providing for photographic reproductions of public records of state departments and institutions, establishing standards and rates of charge for photographic reproductions; to amend Article 5439 of the Revised Civil Statutes of Texas, 1925, by adding Article 5439a to provide for designation of photographic reproductions of public records as original records, authorizing transfer of replaced public records to State Li-

brarian and for further transfer or destruction, and providing for certified copies of certain designated original records; declaring provisions of this Act to be severable; repealing all laws in conflict herewith; and declaring an emergency."

To Committee on State Affairs.

By Senators Hazlewood and Parrish:

S. B. No. 144, A bill to be entitled "An Act making an emergency appropriation to The Texas Technological College, at Lubbock, Texas, and The West Texas State Teachers College, at Canyon, Texas, out of any money in the State Treasury not otherwise appropriated, designating the purpose for which said funds are to be used; providing that said funds are to be available immediately, and declaring an emergency."

To Committee on Finance.

By Senators Morris, Aikin, Bullock, Carney, Chadick, Knight and Jones.

S. B. No. 145, A bill to be entitled "An Act providing for a more efficient public school system in Texas; providing for the equalization of funds; making an appropriation of Twenty-five Million Dollars (\$25,000,000.00) for each year of the biennium ending August 31, 1949; allocating the funds so appropriated; providing for the administration thereof by the State Superintendent of Public Instruction, the Legislative Accountant, the Department of Education, the Director of Equalization; creating a Joint Legislative Committee; defining its powers and duties; providing for the appointment of a Legislative Accountant and providing for his powers and duties; providing that in the event the Joint Legislative Committee fails or refuses to perform duties herein imposed, same shall be performed by the State Board of Education; defining what schools and school districts may receive aid with certain exceptions thereto; defining budgetary need; providing for a system of transporting scholastics to and from schools under certain conditions and limitations with reasonable exceptions thereto; providing for the method and manner of paying therefor; providing for the payment of high school and elementary tuition and designating who and what schools may receive same with certain excep-

tions and limitations; providing for application for aid; providing for the duties of County Boards of Trustees, County Superintendents and Boards of Trustees; providing for the function of Deputy State Superintendents; providing for the scholastic population of school districts; providing for the levy of a tax; providing for salary aid; providing for salary schedule and length of term; providing for transportation aid; providing for the transfer under certain circumstances of a school's scholastic enrollment for one year to an accredited school of higher rank; providing for disbursement; providing how counties with no governing school board may function in order to receive aid under this Act; providing for allowances to school districts suffering loss sustained by reason of the location in said districts of Federal owned lands or University owned lands; declaring the public policy of the State that all school districts receiving aid under the provisions of this Act shall purchase all motor vehicles, motor vehicle tires and school furniture through the Board of Control under competitive bidding, amending Chapter 3, Title 20, Revised Civil Statutes of Texas of 1925, by adding thereto a new article to be known as Article 634(a-1); providing for penalties for violation of this Act; providing for the repeal of all laws in conflict with this Act; and containing a saving clause; and declaring an emergency."

To Committee on Finance.

Messages from the House

Hall of the House of Representatives,
Austin, Texas,
January 30, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill and resolutions:

H. C. R. No. 15, Relative to the purchasing of additional session Acts by the Attorney General's Department from the Secretary of State's Office.

H. C. R. No. 14, Granting each House permission to adjourn from January 29th to February 3rd.

S. C. R. No. 8, Providing for selection of a State Poet Laureate.

H. C. R. No. 16, Commending the Young Democratic Clubs of Texas.

H. C. R. No. 12, Extending thanks and appreciation to the Citizens of Austin for the reception at the Austin Country Club.

H. B. No. 19, Authorizing the Livestock Sanitary Commission of Texas to establish quarantines against other States, etc., and declaring an emergency.

Respectfully submitted,
CLARENCE JONES,
Chief Clerk, House of Representatives.

Senate Resolution 24

(Filing Extra Copy of Bills and Joint Resolutions)

Senator Phillips offered the following resolution:

Whereas, The Legislative Reference Service of the Library of Congress, with the cooperation of the Council of State Governments, has just instituted a comprehensive service whereby daily indexes of bills and laws of all the state legislatures will be furnished each state, as well as digests of current laws; and

Whereas, This service will make currently available the complete texts of such state bills and laws at a nominal cost; a service heretofore unobtainable from any central agency; and

Whereas, The service depends on immediate receipt by the Legislative Reference Service at Washington, D. C. of copies of bills and laws of each state legislature at the time of introduction or passage; and

Whereas, All postage costs will be met by the Library of Congress and the sending out of these bills from the Texas Legislature can be handled by the Legislative Reference Division of the Texas State Library, so that no cost will be incurred by the Texas Legislature in this connection; and

Whereas, There is no present provision for providing an extra copy of each bill introduced or enrolled in the Texas Senate which will be necessary for cooperation in this project; now, therefore, be it

Resolved, By the Senate of the Fiftieth Legislature of the State of Texas, that each Senator shall file with the Secretary of the Senate an extra copy of each bill or joint resolution introduced by him; and the Enrolling

Clerk shall prepare an extra copy of each Senate bill or resolution as enrolled, and that these copies shall be immediately delivered to the Texas State Library for forwarding to the Legislative Reference Service of the Library of Congress within twenty-four hours.

On motion of Senator Phillips, and by unanimous consent, the resolution was considered immediately.

The resolution was adopted.

House Bill on First Reading

The following bill received from the House today was laid before the Senate, read first time, and referred to the Committee on Finance:

House Bill No. 19.

Message from the Governor

The President pro tempore laid before the Senate, and directed the Secretary to read, the following message received from the Governor today:

Austin, Texas,
January 30, 1947.

To the Members of the Fiftieth Legislature:

I submit for your consideration as an emergency matter, under the authority of Section 5, Article III, of the Constitution, the following subject of legislation:

An Act appropriating money out of the General Revenue to pay the salary of the District Attorney of the Twenty-eighth Judicial District for the term beginning January 1, 1947, and ending August 31, 1947.

House Bill 574, 49th Legislature, Regular Session, made provision whereby the Criminal District Attorney for the Criminal District Court for Nueces County, Kleberg County, Kenedy County, Willacy and Cameron Counties, shall serve the Twenty-eighth Judicial Court, composed of the Counties of Nueces, Kleberg and Kenedy, and shall be known as the District Attorney for the Twenty-eighth Judicial District of Texas.

The 49th Legislature failed to make provisions for the salary of the District Attorney of the Twenty-eighth District. The Attorney General has ruled that no moneys were appropriated by the 49th Legislature, consequently the State Comptroller is un-

able to pay the District Attorney's salary for the period mentioned.

Respectfully submitted,
BEAUFORD H. JESTER,
Governor.

Report of Standing Committee

By unanimous consent the following report was submitted at this time:

Austin, Texas,
January 30, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: Your Committee on Finance, to whom was referred House Bill No. 19, instructs me to report it back to the Senate with the recommendation that it do pass as amended and be mimeographed.

TAYLOR, Chairman.

House Concurrent Resolution 14

The President pro tempore laid before the Senate for consideration at this time:

H. C. R. No. 14, Granting each House permission to adjourn from January 29, 1947 to February 3, 1947.

The resolution was read.

Senator Aikin offered the following amendment to the resolution:

Amend H. C. R. No. 14 by changing the date from January 29th to January 30th.

The amendment was adopted.

The resolution, as amended, was then adopted.

House Bill 19 on Second Reading

Senator Taylor moved to suspend the constitutional rule requiring all bills to be read on three several days, and that House Bill No. 19 be placed on its second reading and passage to third reading, and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

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| Aikin | Crawford |
| Brown | Hardeman |
| Bullock | Harris |
| Carney | Hazlewood |
| Chadick | Jones |
| Cousins | Kelley of Hidalgo |

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|------------------|----------|
| Kelly of Tarrant | Stanford |
| Knight | Stewart |
| Lane | Strauss |
| Moffett | Taylor |
| Morris | Tynan |
| Parrish | Vick |
| Phillips | Weinert |
| Proffer | Winfield |
| Ramsey | York |

Absent—Excused

Mauritz

Senator Taylor then moved to suspend the rule requiring bills to lie on the members' desks twenty-four hours before consideration of the bill by the Senate.

The motion prevailed by the following vote:

Yeas—30

| | |
|-------------------|----------|
| Aikin | Moffett |
| Brown | Morris |
| Bullock | Parrish |
| Carney | Phillips |
| Chadick | Proffer |
| Cousins | Ramsey |
| Crawford | Stanford |
| Hardeman | Stewart |
| Harris | Strauss |
| Hazlewood | Taylor |
| Jones | Tynan |
| Kelley of Hidalgo | Vick |
| Kelly of Tarrant | Weinert |
| Knight | Winfield |
| Lane | York |

Absent—Excused

Mauritz

The President pro tempore then laid before the Senate, on its second reading and passage to third reading:

H. B. No. 19, Authorizing the Livestock Sanitary Commission of Texas to establish quarantines against other States, etc., and declaring an emergency.

The bill was read second time.

Senator Taylor offered the following committee amendment to the bill:

Amend the bill by striking out all before and after the enacting clause and inserting the following:

H. B. No. 19, A bill to be entitled "An Act authorizing the Livestock Sanitary Commission of Texas to establish quarantines against other States, territories and foreign coun-

tries and portions and subdivisions of the State of Texas in order to prevent an outbreak of Foot and Mouth Disease, and to establish such quarantines in such form and manner as may appear to be necessary or advisable to said Commission; to give notice of such quarantines to prohibit the movement of livestock, commodities and goods as shall be specified; to establish rules and regulations for the enforcement of this Act, prescribing penalties for a violation of quarantines against Foot and Mouth Disease established by the Livestock Sanitary Commission as prescribed by this Act, making an appropriation for the enforcement of this Act, and providing for an accounting of such funds and the conditions under which they shall be expended; and declaring an emergency."

Section 1. It shall be the duty of the Livestock Sanitary Commission to establish quarantines against other States, territories and foreign countries and portions thereof, and against certain areas of the territory of the State or subdivisions thereof whenever, in the judgment of the Commission, such quarantines may be necessary or advisable to prevent an outbreak of Foot and Mouth Disease in Texas, and to otherwise establish quarantines within the State of Texas in such form and manner as to said Commission may appear to be necessary or advisable, in order to prevent an outbreak of Foot and Mouth Disease, or to prevent a spread of said disease. The Livestock Sanitary Commission may in such quarantines, establish in relationship to Foot and Mouth Disease, forbid and prohibit all movement of livestock of any character or description and commodities and other goods and articles as shall in the order establishing such quarantine be specified. Notice of such quarantine, when so established, shall be given as now provided by law for other quarantines established by the Livestock Sanitary Commission.

Section 2. The Livestock Sanitary Commission shall establish all necessary rules and regulations pertaining to quarantines against Foot and Mouth Disease to the same extent and in the same manner now provided by law for quarantines against other infectious, contagious and communicable livestock diseases.

Section 3. Any person, firm or cor-

poration who shall violate any quarantines established by the Livestock Sanitary Commission in relation to Foot and Mouth Disease, by any movement moving in violation of the quarantine, or by any movement moving any of the livestock or other commodities or goods and articles forbidden to be moved out of said quarantined area, shall upon conviction thereof be punished by a fine of not exceeding Five Thousand (\$5,000) Dollars nor less than Five Hundred (\$500) Dollars, or by imprisonment in the County Jail for any length of time not exceeding six (6) months, or by both such fine and imprisonment. And in the event of a second conviction for violation of such quarantine by the same person, firm or corporation such person, firm or corporation shall be deemed guilty of a felony and shall be confined in the penitentiary for any term of not less than two (2) years nor more than five (5) years, and by a fine of any amount not more than Ten Thousand (\$10,000) Dollars.

Section 4. In order that the provisions of this Act may be effectively carried out and administered and in order to prevent an outbreak of Foot and Mouth Disease within the State of Texas there is appropriated as an emergency appropriation from the General Revenue Fund of the State of Texas the sum of One Hundred and Fifty Thousand (\$150,000) Dollars, which sum shall be and is made available from and after the passage of this Act to the Livestock Sanitary Commission to be used for the specific purpose of carrying out the provisions of this Act in the prevention or spread of an outbreak of Foot and Mouth Disease in this State; this appropriation to be available to the Livestock Sanitary Commission for and only for the purpose of quarantines, or such other measures that may be adopted by the Livestock Sanitary Commission for the prevention and spread of an outbreak of Foot and Mouth Disease, and, if and when, in the opinion of the Livestock Sanitary Commission there no longer remains a threat or danger of an outbreak or spread of Foot and Mouth Disease in Texas, said Commission shall so certify and the unused portion of this appropriation shall thereupon revert to the General Revenue Fund of the State.

The Livestock Sanitary Commission is hereby authorized to use any or all

of the money appropriated by this Act in any manner it deems necessary for the carrying out of the provisions of this Act; in the expenditure of the funds appropriated by this Act the Livestock Sanitary Commission shall not be bound by the limitations contained in Senate Bill 317, Acts of the Regular Session of the 49th Legislature.

The Chairman of the Livestock Sanitary Commission is directed and hereby required under oath to report monthly, not later than the 10th of each month for the preceding month, to the State Auditor, giving an itemized account of all moneys that have been expended and authorized to be expended out of the moneys appropriated by this Act; which report shall include the salaries and compensation paid to veterinarians, inspectors, and all other persons employed by said Commission, together with their traveling expenses, if any; and shall also contain an itemized statement of all moneys expended for disinfectants, quarantine signs, public notices, and all other expenditures made out of the funds appropriated by this Act; and such other information as may be requested by the State Auditor.

Section 5. It is not the purpose of this Act to repeal any existing law and it shall not be considered as repealing any existing law except insofar as the same relates to Foot and Mouth Disease and no law relating to other types of quarantines is hereby affected.

Section 6. Foot and Mouth Disease is recognized as being a livestock disease that is highly infectious, contagious and communicable and a disease that is highly dangerous and destructive to livestock and the livestock industry of Texas and to the general economy of the Nation, and the fact that a serious outbreak of Foot and Mouth Disease exists in the adjoining Republic of Mexico and the fact that an outbreak of such disease in this State would result in the loss of many millions of dollars as well as other great hardships to our citizens, and the fact that the Livestock Sanitary Commission of Texas has not sufficient funds to establish, maintain and enforce the necessary quarantines against said disease, create an emergency requiring the suspension of the Constitutional Rule requiring bills to be read on three separate days in

each House be suspended and the same is by this Act suspended and this Act shall take effect and be in force from and after its passage, and it is so enacted.

The committee amendment was adopted.

House Bill No. 19 was passed to third reading.

House Bill 19 on Third Reading

The President pro tempore then laid House Bill No. 19 before the Senate, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

| | |
|-------------------|----------|
| Aikin | Moffett |
| Brown | Morris |
| Bullock | Parrish |
| Carney | Phillips |
| Chadick | Proffer |
| Cousins | Ramsey |
| Crawford | Stanford |
| Hardeman | Stewart |
| Harris | Strauss |
| Hazlewood | Taylor |
| Jones | Tynan |
| Kelley of Hidalgo | Vick |
| Kelly of Tarrant | Weinert |
| Knight | Winfield |
| Lane | York |

Absent—Excused

Mauritz

Senate Bill 6 on Second Reading

Senator Stanford moved that Section 5 of Article III of the State Constitution be suspended and that S. B. No. 6 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—29

| | |
|-------------------|----------|
| Aikin | Knight |
| Brown | Lane |
| Bullock | Moffett |
| Carney | Morris |
| Chadick | Parrish |
| Cousins | Phillips |
| Crawford | Proffer |
| Hardeman | Ramsey |
| Harris | Stanford |
| Hazlewood | Stewart |
| Jones | Strauss |
| Kelley of Hidalgo | Taylor |

Tynan
Vick
Weinert

Winfield
York

Nays—1

Kelly of Tarrant

Absent—Excused

Mauritz

Reason for Vote

Vote of NO was cast because I have not seen the bill. The bill will spend a large sum, and I do not believe the taxpayers' money should be spent without an opportunity to consider the bill. I am opposed to rushing or steam roller tactics in getting any bill up for consideration. I am not opposed to the theory of the bill, but want to study it before having to vote on it.

KELLY of Tarrant.

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 6, A bill to be entitled "An Act making appropriation for an increase in salaries of State officials and State employees for the period beginning with the effective date of this Act and ending on August 31, 1947, supplementing the salaries designated and/or provided for in House Bill No. 215, Acts of the Regular Session of the Forty-ninth Legislature, and declaring an emergency."

The bill was read second time.

Senator Stanford offered the following committee amendment to the bill:

Amend Senate Bill No. 6 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. That there is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated in the General Revenue Fund, or such Special Funds as are set out in House Bill No. 215, Acts of the Regular Session of the Forty-ninth Legislature, an amount to increase the salaries of State officials and State employees designated and/or provided for in said House Bill No. 215 by Fifteen Per Cent (15%); provided, however, that any salary in excess of Three Thousand Six Hun-

dred Dollars (\$3,600.00) per annum, the amount hereby appropriated for such salary shall be as follows:

For the first Three Thousand Six Hundred Dollars (\$3,600.00) of any salary the amount hereby appropriated is Fifteen Per Cent (15%); for the amount in excess of Three Thousand Six Hundred Dollars (\$3,600.00) but less than Five Thousand and One Dollars (\$5,001.00) there is hereby appropriated an amount to increase that portion of such salary by Five Per Cent (5%); that portion of all salaries above Five Thousand Dollars (\$5,000.00) per annum shall not be increased by this appropriation.

It is the purpose of this appropriation to increase the current salaries of State officials and State employees holding positions as of the effective date of this Act and who may hold such positions between said effective date and August 31, 1947, by the amounts above specified, supplementing the appropriations made and/or designated for such salaries by House Bill No. 215, Acts of the Regular Session of the Forty-ninth Legislature, and that such increases shall be paid monthly from the effective date of this Act, until and including the 31st day of August, 1947, after which time this appropriation law shall be non-operative. Provided, however, that these increases shall be based upon the salary schedule in effect at September 1, 1945, so that if certain salaries have been increased since said date, regardless of the source from which such increase may have been provided, the increase herein provided shall be limited to the difference between the scale herein provided and the increase in effect subsequent to September 1, 1945; and provided further that these increases shall not apply to any salary for any State official or employee fixed by the Constitution of this State.

The payment and disbursements of the funds provided for herein shall be governed by the same rules and riders as are contained herein and contained in House Bill No. 215, herein mentioned.

No increases shall be participated in by any of the State officials or employees on payrolls from funds other than State appropriations, wholly or in part, except that said increases may be paid ratably from State appropriated funds and the balance of said increases herein provided, if paid,

shall come from such funds other than State appropriations. Provided, further, that the increases hereunder are to be calculated on the basis of full-time employment; part-time salaries to be increased in the ratio they bear to like full-time employment.

An employee who receives a salary supplement from such other sources as set out in said House Bill No. 215 shall receive from the General Revenue Fund or such Special Funds under this Act only such part of the increase provided herein as the ratio that his salary in said House Bill No. 215 bears to his total salary.

Section 2. The fact that there have been no adequate salary raises for State officials and State employees over the past several years, and the fact that many efficient State employees are leaving the State service for higher salaries in private industry, making it difficult to keep competent help in the various State departments, and the fact that the late war conditions have so increased the cost of living that it is impossible for the State employees, under present wage scales, to meet such increase in the cost of living, and the further fact of a crowded condition of the present calendar, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Senator Chadick offered the following amendment to the committee amendment:

Amend committee amendment to S. B. 6 by adding the following at the end of paragraph 2 of Sec. 1:

Salaries in excess of five thousand dollars shall not be increased in any amount.

Yeas and Nays were demanded, and the amendment was adopted by the following vote:

Yeas—17

| | |
|----------|-----------|
| Aikin | Hazlewood |
| Bullock | Jones |
| Carney | Knight |
| Chadick | Parrish |
| Cousins | Phillips |
| Hardeman | Stewart |
| Harris | Taylor |

| | |
|---------|----------|
| Tynan | Winfield |
| Weinert | |

Nays—13

| | |
|-------------------|----------|
| Brown | Proffer |
| Crawford | Ramsey |
| Kelley of Hidalgo | Stanford |
| Kelly of Tarrant | Strauss |
| Lane | Vick |
| Moffett | York |
| Morris | |

Absent—Excused

Mauritz

The committee amendment, as amended, was adopted.

Senate Bill No. 6 was then passed to engrossment.

Senate Bill 6 on Third Reading

Senator Stanford moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 6 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29

| | |
|-------------------|----------|
| Aikin | Morris |
| Brown | Parrish |
| Bullock | Phillips |
| Carney | Proffer |
| Chadick | Ramsey |
| Cousins | Stanford |
| Crawford | Stewart |
| Hardeman | Strauss |
| Harris | Taylor |
| Hazlewood | Tynan |
| Jones | Vick |
| Kelley of Hidalgo | Weinert |
| Kelly of Tarrant | Winfield |
| Knight | York |
| Moffett | |

Nays—1

Lane

Absent—Excused

Mauritz

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—30

| | |
|---------|---------|
| Aikin | Carney |
| Brown | Chadick |
| Bullock | Cousins |

| | |
|-------------------|----------|
| Crawford | Phillips |
| Hardeman | Proffer |
| Harris | Ramsey |
| Hazlewood | Stanford |
| Jones | Stewart |
| Kelley of Hidalgo | Strauss |
| Kelly of Tarrant | Taylor |
| Knight | Tynan |
| Lane | Vick |
| Moffett | Weinert |
| Morris | Winfield |
| Parrish | York |

Absent—Excused

Mauritz

Message from the House

Hall of the House of Representatives,
Austin, Texas,
January 30, 1947.

Hon. Allan Shivers, President of the
Senate.

Sir: I am directed by the House to inform the Senate that the House has refused to concur in Senate Amendments to H. B. No. 19 and request the appointment of a Conference Committee to adjust the differences between the two Houses. The following have been appointed on the part of the House:

Isaack, Gilmer, Edwards, Willis of Tarrant, Moore of Harris.

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

Senate Bill 7 on Second Reading

Senator Stanford moved that Section 5 of Article III of the State Constitution be suspended and that S. B. No. 7 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—29

| | |
|-------------------|----------|
| Aikin | Moffett |
| Brown | Morris |
| Bullock | Parrish |
| Carney | Phillips |
| Chadick | Proffer |
| Cousins | Ramsey |
| Crawford | Stanford |
| Hardeman | Stewart |
| Harris | Strauss |
| Hazlewood | Taylor |
| Jones | Tynan |
| Kelley of Hidalgo | Vick |
| Kelly of Tarrant | Winfield |
| Knight | York |
| Lane | |

Absent

Weinert

Absent—Excused

Mauritz

The President pro tempore laid before the Senate on its second reading and passage to engrossment:

S. B. No. 7. A bill to be entitled "An Act making appropriation for an increase in salaries of State officials and State employees for the period beginning with the effective date of this Act and ending on August 31, 1947, supplementing the salaries designated and/or provided for in House Bill No. 173, Acts of the Regular Session of the Forty-ninth Legislature, and declaring an emergency."

The bill was read second time.

Senator Stanford offered the following Committee Amendment to the bill:

Amend Senate Bill No. 7 by striking out all below the enacting clause and inserting in lieu thereof the following:

Section 1. That there is hereby appropriated out of any moneys in the State Treasury not otherwise appropriated in the General Revenue Fund, or such Special Funds as are set out in House Bill No. 173, Acts of the Regular Session of the Forty-ninth Legislature, an amount to increase the salaries of State officials and State employees designated and/or provided for in said House Bill No. 173 by Fifteen Per Cent (15%); provided, however, that any salary in excess of Three Thousand Six Hundred Dollars (\$3,600.00) per annum, the amount hereby appropriated for such salary shall be as follows:

For the first Three Thousand Six Hundred Dollars (\$3,600.00) of any salary the amount hereby appropriated is Fifteen Per Cent (15%); for the amount in excess of Three Thousand Six Hundred Dollars (\$3,600.00) but less than Five Thousand and One Dollars (\$5,001.00) there is hereby appropriated an amount to increase that portion of such salary by Five Per Cent (5%); that portion of all salaries above Five Thousand Dollars (\$5,000.00) per annum shall not be increased by this appropriation.

It is the purpose of this appropriation to increase the current salaries of State officials and State employees

holding positions as of the effective date of this Act and who may hold such positions between said effective date and August 31, 1947, by the amounts above specified, supplementing the appropriations made and/or designated for such salaries by House Bill No. 173, Acts of the Regular Session of the Forty-ninth Legislature, and that such increases shall be paid monthly from the effective date of this Act, until and including the 31st day of August, 1947, after which time this appropriation law shall be non-operative. Provided, however, that these increases shall be based upon the salary schedule in effect at September 1, 1945, so that if certain salaries have been increased since said date, regardless of the source from which such increase may have been provided, the increase herein provided shall be limited to the difference between the scale herein provided and the increase in effect subsequent to September 1, 1945; and provided further that these increases shall not apply to any salary for any State official or employee fixed by the Constitution of this State.

The payment and disbursements of the funds provided for herein shall be governed by the same rules and riders as are contained herein and contained in House Bill No. 173, herein mentioned.

No increases shall be participated in by any of the State officials or employees on payrolls from funds other than State appropriations, wholly or in part, except that said increases may be paid ratably from State appropriated funds and the balance of said increases herein provided, if paid, shall come from such funds other than State appropriations. Provided, further, that the increases hereunder are to be calculated on the basis of full-time employment; part-time salaries to be increased in the ratio they bear to like full-time employment.

An employee who receives a salary supplement from such other sources as set out in said House Bill No. 173 shall receive from the General Revenue Fund or such Special Funds under this Act only such part of the increase provided herein as the ratio that his salary in said House Bill No. 173 bears to his total salary.

Section 2. The fact that there have been no adequate salary raises for State officials and State employees

over the past several years, and the fact that many efficient State employees are leaving the State service for higher salaries in private industry, making it difficult to keep competent help in the various State departments, and the fact that it is impossible for the State employees, under present wage scales, to meet such increase in the cost of living, and the further fact of a crowded condition of the present calendar, creates an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House be suspended, and said rule is hereby suspended, and this Act shall take effect and be in force from and after its passage, and it is so enacted.

Senator Chadick offered the following amendment to the committee amendment:

Amend Committee Amendment No. 1 to S. B. No. 7 by inserting a new sentence following paragraph 2 of Sec. 1 thereof as follows:

Salaries in excess of \$5,000 shall not be increased by any amount.

Yeas and Nays were demanded, and the amendment was lost by the following vote:

Yeas—9

| | |
|---------|----------|
| Aikin | Phillips |
| Bullock | Stewart |
| Carney | Taylor |
| Chadick | Weinert |
| Jones | |

Nays—20

| | |
|-------------------|----------|
| Brown | Moffett |
| Cousins | Morris |
| Crawford | Parrish |
| Hardeman | Proffer |
| Harris | Ramsey |
| Hazlewood | Stanford |
| Kelley of Hidalgo | Strauss |
| Kelly of Tarrant | Tynan |
| Knight | Winfield |
| Lane | York |

Absent

Vick

Absent—Excused.

Mauritz

Senator Knight moved to reconsider the vote by which the amendment was lost.

The motion to reconsider was lost by the following vote:

Yeas—11

| | |
|---------|----------|
| Aikin | Knight |
| Bullock | Phillips |
| Carney | Stewart |
| Chadick | Taylor |
| Cousins | Weinert |
| Harris | |

Nays—18

| | |
|-------------------|----------|
| Brown | Parrish |
| Crawford | Proffer |
| Hardeman | Ramsey |
| Jones | Stanford |
| Kelley of Hidalgo | Strauss |
| Kelly of Tarrant | Tynan |
| Lane | Vick |
| Moffett | Winfield |
| Morris | York |

Absent

Hazlewood

Absent—Excused

Mauritz

Senator Chadick moved to postpone further consideration of the bill until Monday, February 3, 1947, immediately following the morning call.

The motion was lost by the following vote:

Yeas—10

| | |
|---------|----------|
| Aikin | Lane |
| Carney | Phillips |
| Chadick | Ramsey |
| Cousins | Stewart |
| Knight | Weinert |

Nays—18

| | |
|-------------------|----------|
| Brown | Morris |
| Bullock | Proffer |
| Crawford | Stanford |
| Hardeman | Strauss |
| Harris | Taylor |
| Jones | Tynan |
| Kelley of Hidalgo | Vick |
| Kelly of Tarrant | Winfield |
| Moffett | York |

Absent

Hazlewood Parrish

Absent—Excused

Mauritz

Question then recurring on the committee amendment, it was adopted.

Senate Bill No. 7, as amended, was then passed to engrossment.

Senate Bill 7 on Third Reading

Senator Stanford moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 7 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—22

| | |
|-------------------|----------|
| Brown | Parrish |
| Bullock | Phillips |
| Crawford | Proffer |
| Hardeman | Ramsey |
| Harris | Stanford |
| Hazlewood | Strauss |
| Jones | Taylor |
| Kelley of Hidalgo | Tynan |
| Kelly of Tarrant | Vick |
| Moffett | Winfield |
| Morris | York |

Nays—8

| | |
|---------|---------|
| Aikin | Knight |
| Carney | Lane |
| Chadick | Stewart |
| Cousins | Weinert |

Absent—Excused

Mauritz

Conference Committee on House Bill 19

Senator Hardeman called for the consideration at this time of the request of the House for a conference committee to adjust the differences between the two Houses on H. B. No. 19 and moved that the request be granted.

The motion to grant the request prevailed.

Accordingly, the President announced the appointment of the following conferees on the bill on the part of the Senate: Senators Hardeman, Winfield, Hazlewood, Kelley of Hidalgo, Taylor.

House Concurrent Resolution 16

Senator Kelley of Hidalgo called for consideration at this time:

H. C. R. No. 16, Commending the Young Democratic Clubs of Texas.

The resolution was read and was adopted.

Senate Bill 99 on Second Reading

On motion of Senator Weinert, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

S. B. No. 99, A bill to be entitled "An Act providing that it shall be unlawful to kill wild turkey in Comal and Guadalupe Counties for a period of five (5) years from and after the passage of this Act, repealing all conflicting laws; providing a suitable penalty; and declaring an emergency."

The bill was read second time and passed to engrossment.

Senate Bill 99 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 99 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—30

| | |
|-------------------|----------|
| Aikin | Moffett |
| Brown | Morris |
| Bullock | Parrish |
| Carney | Phillips |
| Chadick | Proffer |
| Cousins | Ramsey |
| Crawford | Stanford |
| Hardeman | Stewart |
| Harris | Strauss |
| Hazlewood | Taylor |
| Jones | Tynan |
| Kelley of Hidalgo | Vick |
| Kelly of Tarrant | Weinert |
| Knight | Winfield |
| Lane | York |

Absent—Excused

Mauritz

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Senate Bill 107 on Second Reading

Senator Taylor moved that Section 5 of Article III of the State Constitution be suspended and that S. B. No. 107 be taken up for consideration at this time.

The motion prevailed by the following vote:

Yeas—26

| | |
|-------------------|----------|
| Aikin | Moffett |
| Brown | Morris |
| Bullock | Phillips |
| Carney | Proffer |
| Chadick | Ramsey |
| Crawford | Stanford |
| Hardeman | Stewart |
| Harris | Strauss |
| Hazlewood | Taylor |
| Jones | Tynan |
| Kelley of Hidalgo | Vick |
| Knight | Winfield |
| Lane | York |

Nays—3

| | |
|------------------|---------|
| Cousins | Weinert |
| Kelly of Tarrant | |

Absent

Parrish

Absent—Excused

Mauritz

The President pro tempore then laid before the Senate on its second reading and passage to engrossment:

S. B. No. 107, A bill to be entitled "An Act to amend Subsections (1), (2), and (4), Section 2, Article XX of House Bill 8, Chapter 184, Acts of the Regular Session of the 47th Legislature, and any amendments thereto; providing for the allocation of funds from the 'Clearance Fund' to the 'Blind Assistance Fund,' the 'Children's Assistance Fund,' and the 'Old Age Assistance Fund,' providing a limitation and restriction of expenditure of State funds for aid to the blind, for aid to the dependent children, and for old age assistance; making an appropriation of the 'Blind Assistance Fund,' the 'Children's Assistance Fund,' and the 'Old Age Assistance Fund' for the remainder of the fiscal year ending August 31, 1947; providing for administrative expenses for the Aid to the Blind, the Aid to Dependent Children, and the remainder of the fiscal year ending August 31, 1947; providing a saving clause; repealing all laws in conflict; and declaring an emergency."

The bill was read second time and was passed to engrossment.

Senate Bill 107 on Third Reading

Senator Taylor moved that the constitutional rule requiring bills to be

read on three several days be suspended and that S. B. No. 107 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—24

| | |
|-------------------|----------|
| Aikin | Moffett |
| Brown | Morris |
| Bullock | Parrish |
| Carney | Phillips |
| Crawford | Proffer |
| Hardeman | Ramsey |
| Harris | Stanford |
| Hazlewood | Stewart |
| Jones | Taylor |
| Kelley of Hidalgo | Tynan |
| Knight | Winfield |
| Lane | York |

Nays—5

| | |
|------------------|---------|
| Chadick | Vick |
| Cousins | Weinert |
| Kelly of Tarrant | |

Absent

Strauss

Absent—Excused

Mauritz

The President pro tempore then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—26

| | |
|-------------------|----------|
| Aikin | Morris |
| Brown | Parrish |
| Bullock | Phillips |
| Carney | Proffer |
| Crawford | Ramsey |
| Hardeman | Stanford |
| Harris | Stewart |
| Hazlewood | Strauss |
| Jones | Taylor |
| Kelley of Hidalgo | Tynan |
| Kelly of Tarrant | Vick |
| Lane | Winfield |
| Moffett | York |

Nays—4

| | |
|---------|---------|
| Chadick | Knight |
| Cousins | Weinert |

Absent—Excused

Mauritz

Report of Conference Committee on House Bill 19

Senator Hardeman submitted the following conference committee report:

Austin, Texas,
January 30, 1947.

Hon. Allan Shivers, President of the Senate.

Hon. W. O. Reed, Speaker of the House.

Sirs:

We, your Conference Committee appointed to adjust the differences between the House and Senate on House Bill No. 19, beg leave to report as follows:

That the House and Senate accept the Senate Committee Substitute with the following changes:

a. That the following be added at the proper place in the caption: "and providing that this Act shall not be construed as abridging or in any wise conflicting with any Federal rule or regulation or any treaty between the United States and any foreign countries but is supplemental thereto."

b. That Section 5 read as follows: "It is not the intention by this Act to abridge the authority of the Federal Government or to violate the provisions of any treaty, pact, or agreement between the United States and any foreign country, and it is hereby especially provided that this Act shall be limited and subordinated to any treaty, pact or agreement between the United States and any other Government and to any rights between Texas and States bordering thereon."

c. That Section 6 be as it appears in House Bill No. 19.

d. Providing for the usual saving clause as to constitutionality and amending the caption.

Respectfully submitted,

ISAACKS
DOYLE WILLIS
CARLTON MOORE
EDWARDS
GILMER

On the part of the House
HARDEMAN
WINFIELD
HAZLEWOOD
TAYLOR
KELLEY OF HIDALGO

On the part of the Senate

The report was adopted by the following vote:

Yeas—28

| | |
|-------------------|----------|
| Aikin | Lane |
| Brown | Moffett |
| Bullock | Parrish |
| Carney | Phillips |
| Chadick | Ramsey |
| Cousins | Stanford |
| Crawford | Stewart |
| Hardeman | Strauss |
| Harris | Taylor |
| Hazlewood | Tynan |
| Jones | Vick |
| Kelley of Hidalgo | Weinert |
| Kelly of Tarrant | Winfield |
| Knight | York |

Absent

Morris Proffer

Absent—Excused

Mauritz

At Ease

On motion of Senator Weinert, and by unanimous consent, the Senate at 12:30 o'clock p. m., stood at ease to 1:00 o'clock p.m. today.

The President pro tempore called the Senate to order at 1:00 o'clock p.m.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
January 30, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has adopted the Conference Committee report on H. B. No. 19 by the following vote: Yeas 121, Nays 0.

Respectfully submitted,

CLARENCE JONES,

Chief Clerk,

House of Representatives.

Bill and Resolutions Signed

The President pro tempore signed in the presence of the Senate, after giving due notice thereof, the following enrolled bill and resolutions:

S. C. R. No. 8, Providing for the selection of a Poet Laureate of Texas.

H. C. R. No. 14, Granting each

House permission to adjourn from January 29th to February 3rd.

H. B. No. 19, Authorizing the Livestock Sanitary Commission of Texas to establish quarantines against other States, etc., and declaring an emergency.

Report of Standing Committee

By unannmuous consent the following report was submitted at this time:

Austin, Texas,
January 29, 1947.

Honorable Allan Shivers, President of the Senate.

Sir: Your Committee on Commerce and Manufacturing, to whom was referred Senate Bill No. 10, instructs me to report it back to the Senate with the recommendation that it do pass, as amended, and be printed.

RAMSEY,
Chairman.

Communication

On motion of Senator Aikin, and by unanimous consent, the following communication was ordered printed in the Journal:

ADELPHI HOSPITAL
Fifty Greene Avenue
Brooklyn 5, New York

January 28, 1947,
Adelphi Hospital,
Brooklyn, New York.

Hon. Allan Shivers and Members of the Senate

State Capitol
Austin, Texas

Dear Friends,

Immediately after the convening of the Senate, I received a telegraphic copy of the resolution passed by the Senate wherein you expressed your friendship and hope for my recovery. During my long illness and quest for restoration of health, you have in many ways shown your solicitude for my welfare. Yesterday, I received the beautiful bouquet of flowers. During my stay in Galveston, you sent me flowers and many messages of encouragement and sympathy, all of which I have been unable to acknowledge, but which I deeply appreciate.

About a year ago my sister, Nellie, passed away, and the Senate was not unmindful, but, instead, sent beauti-

ful flowers as a last tribute to her. This kind act, too, was genuinely appreciated by all members of our family.

When I think of the joys and happiness that have been mine, I feel that my service in the Senate and my associations there have contributed much to the sum total, and I cherish most highly the friendship and confidence of my colleagues. They nestle in the warmest chamber of my heart. The many evidences of your interest and solicitude make my heart overflow with gratitude and love for you. I trust all the years of your lives may be replete with health and happiness—happiness without alloy—and I earnestly pray that God will bountifully bless each one of you.

Sincerely,
FRED MAURITZ.

House Concurrent Resolution 12

On motion of Senator Stanford, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 12, Expressing appreciation to the citizens of Austin.

The resolution was read and was adopted.

Adjournment

On motion of Senator Harris, the Senate at 2:00 o'clock p.m., adjourned until 10:30 o'clock a.m., Monday, February 3, 1947.

Record of Votes

Senators Phillips and Strauss asked to be recorded as voting "nay" on motion for adjournment.

ELEVENTH DAY

(Monday, February 3, 1947)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President pro tempore.

The roll was called, and the following Senators were present:

| | |
|---------|-------------------|
| Aikin | Crawford |
| Brown | Hardeman |
| Bullock | Harris |
| Carney | Hazlewood |
| Chadick | Jones |
| Cousins | Kelley of Hidalgo |

| | |
|------------------|----------|
| Kelly of Tarrant | Stanford |
| Knight | Stewart |
| Lane | Strauss |
| Moffett | Taylor |
| Morris | Tynan |
| Parrish | Weinert |
| Phillips | Winfield |
| Proffer | York |
| Ramsey | |

A quorum was announced present.

Reverend J. E. Chester, Chaplain, offered the invocation.

Leaves of Absence Granted

Senator Vick was granted leave of absence for today on account of important business on motion of Senator Aikin.

Senate Resolution 25

(Relative Lone Star Steel Corporation)

Senator Carney offered the following resolution:

Whereas, During the last war, which ended a year or so ago, it became necessary for the United States Government to build many plants for the purpose of better carrying on and waging the war; and

Whereas, In the construction of the different plants the Government constructed the LONE STAR STEEL CORPORATION at Daingerfield, Texas; and

Whereas, The steel plant was constructed in an area where there were vast amounts of raw iron ore and other minerals, and said plant was completed just at the finish of the war; and

Whereas, At this time the President of the United States is undecided whether said plant be sold and removed from the location that it is now situated on; and

Whereas, Pig iron is badly needed, and said plant has a daily capacity of producing Twelve Hundred tons a day, and in addition, Thousands of tons of vitally needed coke can be put on the market monthly in addition to the amounts used in the furnaces; and

Whereas, The people in Texas are desirous of this plant remaining on its present location in order that pig iron can be sold at a lower price to the people of Texas, and in order that the iron ore, and other minerals, can be mined and sold to the plant, and without which there would be no market for same; and